

1 PHILLIP A. TALBERT
United States Attorney
2 PETER THOMPSON
Acting Chief Counsel, Region IX
3 Social Security Administration
4 PATRICK SNYDER
Special Assistant United States Attorney
5 160 Spear Street, Suite 800
San Francisco, California 94105
6 Telephone: (510) 970-4858
7 Facsimile: (415) 744-0134
E-Mail: Patrick.Snyder@ssa.gov

8 Attorneys for Defendant
9

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12 FRESNO DIVISION
13

14
15 SUSAN C. PURMORT,) CIVIL NO. 1:21-cv-01244-BAM (SS)
Plaintiff,)
16 v.) **STIPULATION TO VOLUNTARY**
17 KILOLO KIJAKAZI¹,) **REMAND PURSUANT TO SENTENCE**
Acting Commissioner of Social Security,) **FOUR OF 42 U.S.C. § 405(g) AND TO**
18 Defendant.) **ENTRY OF JUDGMENT; ORDER**
19)
20)

21 IT IS HEREBY STIPULATED by and between the parties, through their undersigned
22 attorneys, and with the approval of the Court, that this action be remanded for further
23 administrative action pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C.
24 § 405(g), sentence four. On remand, the Appeals Council will remand the case to an
25

26
27 ¹ Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant
28 to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted,
therefore, for Andrew Saul as the defendant in this suit. No further action need be taken to
continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42
U.S.C. § 405(g).

1 administrative law judge (ALJ) for a new decision. The parties further request that the Court
2 direct the Clerk of the Court to enter a final judgment in favor of Plaintiff, and against
3 Defendant, reversing the final decision of the Acting Commissioner.

4 Respectfully submitted this 6th day of May 2022.

5
6 Dated: May 6, 2022

/s/ Melissa Newel*

MELISSA NEWEL

Attorney for Plaintiff

*Authorized via e-mail on May 6, 2022

9
10 PHILLIP A. TALBERT

United States Attorney

PETER THOMPSON

Acting Chief Counsel, Region IX

Social Security Administration

11
12
13 By: /s/ Patrick William Snyder

PATRICK WILLIAM SNYDER

Special Assistant United States Attorney

14
15 Attorneys for Defendant
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

Based upon the parties' stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment, and for cause shown, **IT IS ORDERED** that the above-captioned action is remanded to the Acting Commissioner of Social Security for further proceedings pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g), sentence four. On remand, the Appeals Council will remand the case to an administrative law judge for a new decision in accordance with the parties' Stipulation. The Clerk of the Court is directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

IT IS SO ORDERED.

Dated: May 9, 2022

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE